

# The Hawaiian Star

DAILY AND SEMI-WEEKLY.

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Letters to THE HAWAIIAN STAR should not be addressed to any individual connected with the office, but simply to THE HAWAIIAN STAR, or to the Editorial or Business Departments, according to tenor or purpose.

DANIEL LOGAN .....EDITOR

TUESDAY .....DECEMBER 13, 1910

## "WHY A COMMISSION."

Under the above heading the Advertiser this morning quotes President Taft's recommendation that Alaska be governed by a commission. Its quotation begins, however, in the middle of one of Taft's paragraphs and, for some reason or other, does not include Taft's own statement of reasons "why a commission," which are in the following first two sentences of his message on the subject of Alaska:

With reference to the government of Alaska, I have nothing to add to the recommendations I made in my last message on the subject. I am convinced that the migratory character of the population, its unequal distribution, and its smallness of number, which the new census shows to be about 50,000, in relation to the enormous expense of the Territory, make it altogether impracticable to give to those people who are in Alaska today and may not be there a year hence, the power to elect a Legislature to govern an immense territory to which they have a relation so little permanent.

It is a strange proposition to quote the President on "Why a Commission," and leave out the only sentence in which he explained why.

## JUDICIARY REFORM.

President Taft recommends a simple method of judiciary reform, which if adopted by Congress will place the Federal Supreme Court in its right position. He shows that its functions ought to be confined to matters involving construction of the constitution, and not to deciding fine points of law and weighing evidence where mainly local issues are involved. It is to be hoped that judiciary reform, when begun at the top, will work down through the whole system of American jurisprudence. The President commends the British system for its directness and simplicity. Proceedings at different stages of the Crippen case are enlightening to the legal fraternity on this side of the Atlantic as well as interesting to laymen that have come in touch with the courts.

Over there the empanelling of juries is not made a battle royal of legal wits ending in the most unfit selection that each side can bring about as often happens in this country. A juror is no longer there subjected to an inquisition for the purpose of compelling him to reveal some constructive bias. Eminent jurists in England are now moving to eliminate specific questions of bias, so that a juror's impartiality may only be questioned by charges brought with evidence to sustain them.

Another thing that has come to be discontinued in the old country is the questioning of jurors on their examination as to whether they had read about the case in the papers, or from what they might have read or heard if they had formed an opinion on the guilt or innocence of the accused. It has been held by a court there that a casual opinion entertained or expressed by an intelligent man will not prevent him from rendering a true verdict according to the law and the evidence.

The hearing of Crippen's appeal—the court of appeals being a new thing in British criminal jurisprudence—occupied but an hour or so, and the directness with which the three justices probed the grounds of appeal was refreshing.

It was in striking contrast to the wearisome hours and days of hair-splitting and piling up of mountains of authorities which on similar occasions in America are witnessed. After hearing a short presentation of the three grounds of appeal by counsel for Crippen, the court informed counsel for the crown that it desired to hear them in reply upon only one point. One of the prosecuting barristers briefly replied on the point in question, and the court forthwith held a consultation without leaving the bench. This was the extent of their deliberation on all the points, and at its conclusion the simple announcement was made that the grounds of appeal were not tenable. At the words, without further direction, an officer removed the prisoner by a way that avoided the crowd of spectators in and about the court, provision having been made for just such a protection to culprits when the appeal court premises were constructed.

One of the points decided referred to a juror who had fainted while the trial was in progress and been taken out and treated outside the room by a doctor. It was shown that one of the bailiffs sworn to take charge of the jury went out with the man. The court held that the juror's temporary withdrawal was not such a separation of the jurors as the law forbade, and further that it would be absurd to maintain that the jurors could not be separated in any circumstances.

It should be said that there has been one trial judge in Honolulu—he is now on the Supreme bench—who has anticipated judicial reform in general by individual rulings far in advance of the time-honored traditions of procedure. He has permitted jurors to read the newspapers in intervals of the trial, and allowed them to separate for a proper night's rest at their respective homes while a trial was pending, trusting to their honor and integrity that they would obey the admonition of the court to avoid all discussion of the case outside. No harm seems ever to have come from this liberal innovation.

It was noted in this paper that Los Angeles issued more building permits than San Francisco in October. The excess was only slight although, compared with San Francisco's great preponderance of bank clearings, it was regarded as remarkable. In November the southern city issued more than double the amount of building permits that the northern city did. For San Francisco the value was \$1,045,071 and for Los Angeles \$2,240,997, from October 29 to November 28 inclusive. In the same period the bank clearings for San Francisco were \$203,621,828.48 and for Los Angeles \$70,930,078. Oakland, whose rapid growth the census has just told, issued building permits of \$659,541, and San Diego \$758,855 in November. With the swift development of Los Angeles and San Diego the time must be fast ripening when direct steamer communication between them and Hawaii must be established.

In its November bulletin the California Development Board reports: "The influx of homeseekers continues. Land sales and subdivisions are widespread." Hawaii will have a like story of homeseekers when the conditions for them are once made attractive as they can be. There will be land sales and subdivisions, apart from the public domain, here also whenever land is taxed according to its value.

Though the words as fully quoted elsewhere are few, the references to experiments in Hawaii made in Secretary Wilson's report indicate that the efforts at agricultural development on scientific lines here are thoroughly appreciated by the department.

## AT THE THEATERS

Manager Congdon certainly enhanced his reputation for placing before Honolulu some of the best vaudeville acts that have ever been seen here, when Morris & Wilson made their first appearance at the Park theater last evening. This pair are acrobats in every sense of the word, and they are funny too.

There is an excellent stage setting, and the curtain is barely up before the fun starts. Their act is a scream from the beginning to end, and is freely punctuated by liberal applause for the extremely clever acrobatic work that is done in a funny way. Morris & Wilson are funny, and that they were appreciated was shown by the applause. It is safe to say that this is the best act that has ever been seen in Honolulu, and Manager Congdon is to be congratulated on his enterprise. It is something different from anything ever seen here.

This program is certainly a splendid one; it is well varied, and contains features that are absolutely new to Honolulu. Morris & Wilson should pack the Park for many nights to come.

## THE VAN-BARKLEYS.

The Van-Barkleys made their first appearance at the Novelty theater last night before a large audience. This is a trio who do a sketch, while the youthful member also does a talking and singing turn.

The newcomers were unfortunate in their selection of an opening piece, which was entitled "The Man That Looks Like Me," for this had already been presented here quite recently at one of the other theaters. It is certainly a little more elaborate than the original production, and it was produced in a more finished manner. It was highly appreciated, and the Van-Barkleys were warmly applauded. The new people should become favorites, for they were well received. The little boy had some funny stories to tell, but he was rather handicapped by the fact that a party of about twenty people in the gallery, apparently with the desire to encourage him, kept interrupting, and rather detracted from his performance. The stories he told were rather old to Honolulu, and the party in the gallery insisted on an encore to his song, for which he gave a dance. Wise & Milton are still in the bill, and were enthusiastically received.

## NEW BOOKS.

Received by the "Sierra" a large shipment of Popular Fiction and Children's Books. A. B. Arleigh & Co. Ltd., Hotel near Fort. There is an unusual demand for these books and this shipment will not last long, so come in early and make your selection.

## PASSENGERS.

Departed.

For Hawaii and Maui ports per S. S. Mauna Kea December 13:—R. B. Park, C. J. Brown, O. Perry, W. Niami, R. Swartz, Captain Walker, Mrs. E. P. Low, Mr. Land, John Hind, Mrs. C. E. Haven, Mrs. J. S. Voorhees, Mr. and Mrs. R. R. Elgin, Mr. and Mrs. Bryant, W. Harris, John Matson, Louis Meyer, Mrs. H. Watson and child, E. F. Bishop, Mr. and Mrs. R. W. Atkinson, Miss Elsie Chalmers, H. Shipman, W. H. Crawford, Mr. and Mrs. J. B. Martin, Mr. and Mrs. D. J. Keefe, Raymond C. Brown, A. Gartley, Mr. and Mrs. G. Wallace, Misses Jean and Maggie Pritchard, J. E. Higgins, G. Dunker, A. Louissou, Mrs. W. H. Beers.

## OXFORD WINS.

LONDON, December 13.—The annual rugby match between the universities of Oxford and Cambridge was played yesterday, and won by Oxford by 23 points to 16. The game was played in the presence of an enormous crowd.

## Houses To Rent

## UNFURNISHED.

Alea, 3 B. R. ....\$50.00  
Kaimuki 7th, 6 B. R. .... 45.00  
Kam. IV Rd, 4 B. R. .... 25.00  
Lowers Rd, 3 B. R. .... 30.00  
Kam. IV Rd, 4 B. R. .... 25.00  
Walpole, 3 B. R. .... 12.00  
Kam. IV Rd, 2 B. R. .... 15.00  
Kinau Street, 3 B. R. .... 30.00  
Beretania Street, 3 B. R. .... 30.00  
Waiialea Road, 2 B. R. .... 32.50  
School Street, 3 B. R. .... 40.00  
Beretania & Atapai Sts.,  
4 B. R. .... 37.50  
Kinau Street, 4 B. R. .... 32.00  
Kinau Street, 6 B. R. .... 40.00  
Cartwright Road, 2 B. R. .... 18.00

Trent Trust Co.,  
LIMITED.COLLISION ON  
FORT STREET

Shortly after 1:30 today a collision between the police patrol and street car No. 8 occurred at the corner of Fort and Merchant streets, but fortunately no one was injured and the damage done to the two vehicles was only slight. The patrol wagon was on its way to the court, driven by J. L. McDonald, and was proceeding along Merchant street at a comparatively fast pace, while the Punahou car was coming along Fort street from the waterfront. The wagon was almost across the car line when the collision occurred, the front of the car striking the back wheel of the wagon. The force of the impact was such that the patrol wagon was thrown clear of the line and was swung across the street, striking back No. 48, standing stationary near the curb. There were three men in the patrol wagon and they were swung about, but saved themselves from falling out by clinging to the sides of the wagon. The rubber tire on the rear wheel on the right side of the wagon was torn off, but excepting for this little damage was done to the wagon. The fender of the car was smashed close to the car on the right side and this had to be made fast before the car moved on. The accident was witnessed by a number of persons, and it seems to be the general opinion that the accident was due to the car travelling at too fast a speed, having in mind the heavy traffic at this corner.

## VERDICT SUICIDE

A verdict of death from self-inflicted wounds was returned by the coroner's jury last night when Coroner Rose held an inquiry into the death of Charles R. Roe, who cut his throat yesterday. Roe suffered from de-

## NO. 194. TERRITORY OF HAWAII.

## COURT OF LAND REGISTRATION.

## TERRITORY OF HAWAII TO OAHU

## RAILWAY AND LAND CO., LTD.;

## WILLIAM O. SMITH, SAMUEL M.

## DAMON, E. FAXON BISHOP, AL-

## BERT F. JUDD, ALFRED W. CAR-

## TER, Trustees under the Will and of

## the Estate of Bernice Pauahi Bishop;

## HAWAIIAN PINEAPPLE COMPANY,

## LIMITED; TERRITORY OF HAWAII,

## by Alexander Lindsay, Jr., as Attorney

## General, and by Marston Campbell, as

## Superintendent of Public Works; LIZ-

## ZIE NOMOKUEHA; HONOLULU

## SOAP WORKS CO., LTD.; SAMUEL

## NOMOKUEHA (a Minor); IWILEI

## RICE MILL CO.; LEE LBONG;

## YOUNG KIM YEW; LUM MAN

## CHIN; YOUNG CHIN; SEN YOUNG;

## SEN YOK MAN; CHUCK HOW

## TONG; Y. CHU QUON; A. KANA;

## YEE QUON; WA SHOI; YIP QUON;

## SING CHEW; CHIN HOO; SAM

## SAU; KONG SIU; CHUN LOU;

## CHONG QUON; CHEW QUON; MRS.

## WAIOLA BENI; CITY AND COUNTY

## OF HONOLULU, by Joseph J. Fern,

## as Mayor and President of the Board

## of Supervisors, and to ALL whom it

## may concern;

Whereas, a petition has been presented to said Court by KANEOHE RICE MILL CO., LTD., to register and confirm its title in the following-described land:

Land in Palama, Oahu, being portions of L. C. A. 2937, Part 2, Section 1, to Wm. Harbottle, and pond known as "Loko Kapukui," a portion of L. C. A. 7714B, Ap. 7, to M. Kekaula.

Beginning at a 3-inch cement filled iron pipe at the west corner of a portion of L. C. A. 153 to Wm. Sumner, belonging to the Hawaiian Pineapple Company, Ltd., the co-ordinates of said iron pipe referred to the Punch-bowl Trig. Station being 1909.0 ft. north and 7466.6 ft. west, and running by true azimuths:

1. 112° 48' 142.8 feet, along makai side of 16-foot roadway, to a 3-inch cement filled iron pipe;
2. 118° 33' 62.7 feet, along same to an iron pin;
3. 180° 02' 141.5 feet, to 3 inch cement filled iron pipe, 20 feet from center line of Oahu Railway;
4. 268° 32' 422.9 feet, along right-of-way of Oahu Railway, to 3-inch cement filled iron pipe;
5. 293° 41' 42.5 feet, along portion of L. C. A. 2937, Part 2, Section 1;
6. 51° 17' 352.6 feet, along L. C. A. 153 to Wm. Sumner, to the initial point

Containing an area of 1.59 acres.

You are hereby cited to appear at the Court of Land Registration, to be held at the City and County of Honolulu on the 29th day of December, A. D. 1910, at ten o'clock in the forenoon, to show cause, if any you have, why the prayer of said petition should not be granted. And unless you appear at said Court at the time and place aforesaid your default will be recorded, and the said petition will be taken as confessed, and you will be forever barred from contesting said petition or any decree entered thereon.

Witness the Honorable W. J. Robinson, Judge of said Court, this 6th day of December in the year nineteen hundred and ten.

Attest with Seal of said Court:  
M. T. SIMONTON (Seal)  
Registrar.

spondency, brought about through financial worries in connection with the estate of Mary Lavin Roe, of which he was administrator. He made an unsuccessful attempt to commit suicide by poison earlier yesterday by drinking a portion of the contents of a bottle of muriatic acid, but his wife administered an antidote and sent for Dr. Wayson, who pulled the patient out of danger. Roe was determined to end his life, however, and a little later in the day he went into the kitchen and slashed his throat with a razor, severing the main arteries.

Mrs. Almy has assumed the management of the Art theater.

At a meeting of the Hawaiian Poultry Association held last week it was decided to have the annual show in February, instead of in the second week of January, as in last year.

Before a large congregation the Rev. R. Elmer Smith, who arrived here Monday week from Normal, Illinois, to assume the pastorate of the First Methodist Episcopal Church, preached his first sermon Sunday morning.

Great American  
Show  
AALA PARK

Most daring Gymnasts Ever Seen

Under Canvas

THE FLYING JORDANS OUTDONE.

GREAT DOUBLE SOMERSAULT

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Than

SIEGRIST AND SILBON

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TENT OVERFLOWING WITH SAT-

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Read the unsurpassed program to be

presented tonight.

OVERTURE

Ground and Lofly Tumbling by Mem-

bers of the Company.

TRIPLE TRAPEZE BY THE THREE

NOBLIS SISTERS.

TOTO AND TATE.

In their new and original comedy act.

DIAZE, POLO AND DIAZE

Experts on the Horizontal Bars.

MISS HAZEL

Graceful Contortionist.

Mr. George Settler.

And His Troupe of 18 Performing

Dogs.

THE GREAT BENO.

Light and Heavy Weight Balancing.

SIEGRIST AND SELBON TROUPE.

The World's Greatest Aerolists, In-

troducing Several New Tricks, Includ-

ing a Double Somersault, Blindfolded,

by Mr. Silbon, caught by the hands

of his partner, Mr. Siegrist.

VALLE TRIO

Introducing New Songs and Rag-Time

Melodies.

EUTURKEY

Japanese Wonderful Equilibrist, Con-

cluding with the Humorous Pan-

tomina.

"A HAPPY FAMILY."

Reserved Seats at M. A. Gunst &amp; Co.

In laudable endeavor to suppress profanity in the vicinity of Aala park, Jas. Kauka was proceeded against in the police court this morning, charged with using a series of phrases as lurid as they were disgusting. A fine of \$10 and costs was imposed.

## NEW ADVERTISEMENTS.

IN THE CIRCUIT COURT, FIRST Circuit—Territory of Hawaii—in Probate—At Chambers, No. 4161. In the matter of the Estate of Kishimoto Toshisuke (T. Kishimoto), deceased.

On reading and filing the petition and accounts of L. J. Warren, Administrator of the estate of Kishimoto Toshisuke, deceased, wherein petitioner asks to be allowed \$241.44 and charged with \$977.62, and asks that the same be examined and approved, and that a final order be made of distribution of the remaining property to the persons thereto entitled and discharging petitioner and sureties from all further responsibility herein:

It is ordered, that MONDAY, the 23rd day of JANUARY, A. D. 1911, at TEN o'clock A. M., before the Judge presiding at Chambers of said Court at his Court Room in the Judiciary Building, in Honolulu, County of Honolulu, be and the same hereby is appointed the time and place for hearing said petition and accounts, and that all persons interested may then and there appear and show cause, if any they have, why the same should not be granted, and may present evidence as to who are entitled to the said property.

Dated the 12th day of December, 1910.

By the Court:  
V. M. HARRISON,  
Ass't Clerk of the Circuit Court of the First Circuit.  
Dec. 13, 20, 27, 1910; Jan. 3, 1911.

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GILLETTE RAZORS  
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